

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 14010
Hermann MONSTADT : Confirmation Number: 8939
Application No.: 10/597,299 : Group Art Unit: 3734
Filed: August 12, 2008 : Examiner: Michael G. Mendoza
For: DEVICE FOR IMPLANTING :
ELECTRICALLY ISOLATED :
OCCLUSION HELIXES :
:

INFORMATION DISCLOSURE STATEMENT

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

REQUEST TO CONSIDER REFERENCES AFTER CLOSE OF PROSECUTION AND**BEFORE PAYMENT OF ISSUE FEE**

The undersigned hereby requests consideration and entry of this Information Disclosure Statement and accompanying references under 37 CFR 1.97(d).

Please charge the processing fee under 1.17(p) of \$180.00 to Deposit Account 505388.

CERTIFICATION PARAGRAPH

The undersigned certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

Other art cited in the German Office Action was previously cited in an Information Disclosure Statement dated May 21, 2008.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 505388 and please credit any excess fees to such deposit account.

Respectfully submitted,

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**Please recognize our Customer No. 14010
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